

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 JUL -6 PM 1:21

In re patent application of:)	MAIL STOP 16
Jean A. Chmielewski)	
Serial No. 10/018,043)	Our Reference: 7024-536
Filed May 21, 2002)	
PHARMACEUTICAL MATERIALS)	
AND METHODS FOR THEIR)	
PREPARATION AND USE)	June 30, 2005

REQUEST FOR REFUND OF ONE HALF OF NOTICE OF APPEAL FILING FEE

MAIL STOP 16
Director of the US Patent and Trademark
Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On June 27, 2005, Applicants filed a Notice of Appeal in the above-referenced matter. Applicants inadvertently paid the large entity fee amount of \$500.00 for the filing fee instead of \$250.00. As Applicants are entitled to small entity status per 37 CFR 1.27(c), it is hereby respectfully requested that one-half (\$250.00) of the filing fee be credited to Deposit Account No. 23-3030, pursuant to 37 CFR 1.26.

I hereby certify this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to MAIL STOP 16, Director of the US Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313 on June 30, 2005.

Timothy N. Thomas
Name of Registered Representative

Timothy N. Thomas
Signature

June 30, 2005
Date

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By: 

Timothy N. Thomas

Reg. No. 35,714

Woodard, Emhardt, Moriarty, McNett
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Bank One Center/Tower

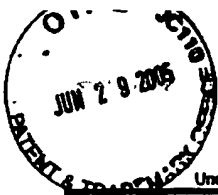
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WEMMH SB/31 (09-04)
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 7024-536
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.89(a)]		
In re Application of Jean A. Chmielewski		
Application Number 10/018,043		Filed May 21, 2002
For PHARMACEUTICAL MATERIALS AND METHODS FOR THEIR PREPARATION AND USE		
Art Unit 1623		Examiner Leigh C. Maier
June 27, 2005 Date <i>Timothy N. Thomas</i> Signature Timothy N. Thomas Typed or Printed Name		
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner.		
The fee for this Notice of Appeal is [37 CFR 41.20(b)(1)]:		\$ 500
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$
<input type="checkbox"/> A check in the amount of the fee is enclosed.		
<input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.		
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.		
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
I am the		
<input type="checkbox"/> applicant/inventor.		<i>Timothy N. Thomas</i> Signature Timothy N. Thomas Typed or Printed Name
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		
<input checked="" type="checkbox"/> attorney or agent of record. Registration Number: 35,714		(317) 634-3458 Telephone Number
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration Number if acting under 37 CFR 1.34:		June 27, 2005 Date
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required (see below*).		
<input checked="" type="checkbox"/> *Total of 1 forms are submitted.		

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Atty. Docket 7024-536

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